

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2007-297-C - ORDER NO. 2007-726  
OCTOBER 9, 2007

IN RE: Application of Vertex Communications, Inc.    )  
for Approval to Transfer their Customer            )  
Base to dPi Teleconnect, LLC                        ) ORDER APPROVING  
ASSET TRANSFER WITH  
CONDITIONS

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Application of Vertex Communications, Inc. (Vertex or the Company) to transfer its customer base to dPi Teleconnect, LLC (dPi). The services to be provided by dPi include all of those available from the customer's local exchange carrier and available on a resale basis. According to the filing, dPi will adopt Vertex's tariff for those customers who were acquired from Vertex.

A Notice of Filing was published in newspapers of general circulation in the Company's service areas outlining the proposed transaction. No Protests or Petitions to Intervene were filed. However, the Office of Regulatory Staff (ORS) filed a request on August 22, 2007 to hold the Application in abeyance, since dPi was named in a Petition for Rule to Show Cause as to why its Certificate should not be revoked. This Commission granted the request in Order No. 2007-624. However, dPi subsequently came into compliance with Commission rules and was removed from the list of companies listed in the Petition. This Commission can now make a decision on this matter.

ORS filed a letter on September 25, 2007 related to this Application. ORS has no objection to the transfer of the customer base of Vertex to dPi, subject to certain conditions. First, ORS requests that this Commission require dPi to assume any financial obligations of Vertex to the intrastate Universal Service Fund. Additionally, ORS requests that we require Vertex to file notice of its intent to either continue or cease operations in South Carolina within thirty (30) days of the date of the order, with the understanding that the failure to do so will result in the revocation of the Company's certificate.

We have examined the facts in this case, and we approve the relief sought in the Application, i.e. the transfer of the customer base, but subject to the conditions stated by ORS. First, dPi shall assume any financial obligations of Vertex to the intrastate Universal Service Fund. Second, Vertex shall file its notice of intent to either continue or cease operations in South Carolina within thirty (30) days of this Order. Failure to provide such notice of intent will result in revocation of the Company's certificate. Further, dPi shall adopt Vertex's tariff for those customers who were acquired from Vertex.

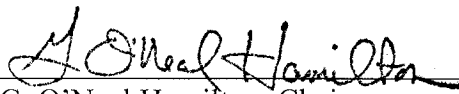
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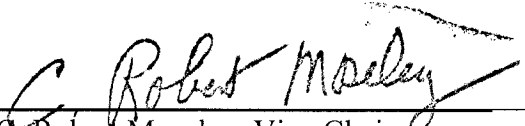
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This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

  
G. O'Neal Hamilton, Chairman

ATTEST:

  
C. Robert Moseley, Vice Chairman

(SEAL)